

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Maurer et al. Confirmation No.: 4884
Application Serial No.: 10/767,352 Group Art Unit: 1618
Filed: January 30, 2004 Examiner: Blessing M. Fubara
For: *Oral Compositions of Fenretinide Having Increased Bioavailability and Methods of Using the Same*

Date: June 11, 2008

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

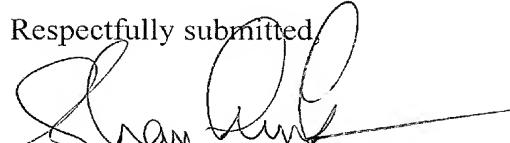
RESPONSE TO NOTICE OF NON-COMPLIANT RESPONSE

DATED MAY 16, 2008

Sir:

As discussed with the Examiner during a telephone conference on June 11, 2008, Applicants previously elected "geriatric subjects" in Applicants' Response to Election Requirement dated July 27, 2007 responsive to the Restriction/Election Requirement dated June 28, 2007. Accordingly, Applicants respectfully submit that Applicants' response of July 27, 2007 was fully responsive to the Office Action presenting the restriction/election requirement.

It is not believed that any fee(s) are required. Any additional fees believed to be due in connection with this submission may be charged to our Deposit Account No. 50-0220, or any overpayment may be credited to the same.

Respectfully submitted,

Shawna Cannon Lemon
Registration No. 53,888

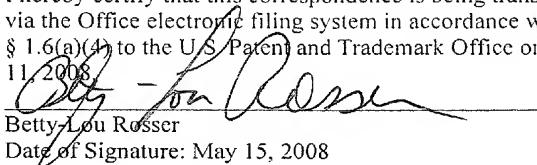
Customer Number 20792

Myers Bigel Sibley & Sajovec, P.A.
P.O. Box 37428
Raleigh, NC 27627
919-854-1400
919-854-1401 (Fax)

CERTIFICATION OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4) to the U.S. Patent and Trademark Office on June

11/20/08


Betty-Lou Rosser

Date of Signature: May 15, 2008